



**City of Marathon City Council Agenda
9805 Overseas Hwy., Marathon
Tuesday, May 11, 2021 5:30 P.M.**

1. **Call to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Approval of agenda and consent agenda** [Approval of Consent Agenda passes all routine items indicated by asterisk (*). Consent Agenda items are not considered separately unless a council member so requests. In the event of such a request, the item is returned to the Regular Agenda.]
5. **City Council Items**
 - *A. Approval of [Minutes](#)
 - B. [Proclamation](#) Prevention week (Mayor Gonzalez)
 - C. Code Board Appointment (Councilmember Zieg)
 - D. Code Board Appointment (Councilmember Cook)
 - E. Code Board Appointment (Councilmember Bartus)
 - F. [Request](#) for Approval of 41st 7 Mile Bridge Run April 2, 2022 from 6:30 – 9 am
 - G. Mike Puto, FKEC Introduction of New Co Op Administration (Mayor Gonzalez)
6. **City Manager Report**
 - *A. Park and Recreation [Report](#)
 - *B. Marathon Fire Rescue [Report](#)
 - *C. Building [Report](#)
 - *D. Wastewater [Report](#)
 - *E. Marina [Report](#)
 - *F. MCSO Marathon Substation [Report](#)
 - G. Discussion of [Mask Restrictions](#)
 - H. Use of the property near 33rd Street boat ramp by the Marathon Sailing Club Discussion
7. **Citizens' comments on agenda items not scheduled for public hearing and items other than those appearing on the agenda** [Those who have signed in will be given the first opportunity to speak. Time is limited to 2 minutes per speaker.] **TIME CERTAIN TO 6:30 PM OR AS SOON AS POSSIBLE THEREAFTER OR AT THE CONCLUSION OF ALL COUNCIL BUSINESS; WHICHEVER OCCURS FIRST.**
8. **Quasi-Judicial Public Hearings:** Please be advised that the following items on the agenda are quasi-judicial in nature. If you wish to comment upon these items, please inform the Clerk by filling out the available sign-up form. An opportunity for persons to speak on the items will be made available after the applicant and staff has made their presentations on the items. All testimony, including public testimony and evidence, will be made under oath or affirmation. Additionally, each person who gives testimony may be subject to cross-examination. If you refuse either to be cross-examined or to be sworn, your testimony will not be considered. The general public will not be permitted to cross-examine witnesses, but the public may request the Council to ask questions of staff or witnesses on their behalf. Persons representing organizations must present evidence of their authority to speak for the organization. (Councilmember's to communicate ex parte communication.)

A. [Resolution 2021-29](#), Considering The Second Amended And Restated Development Agreement Between The City Of Marathon And Marlin Bay Yacht Club, LLC, For The Redevelopment Of Property, Which Is Legally Described As Block 6 Lots 1 Thru 5 & The N 100' Of The S 430' Of Lot 6 And Adjacent Filled Bay Bottom, Marathon Beach Sub Pb2-16 And Block 2 Lots 1 Thru 6 Amended Plat Of Yacht Basin Tracts Real Estate Number 00337010-000000, Providing For Conditions And Requirements Of Development, Including But Not Limited To, Buffers, Building Heights, Setbacks, Up To One (1) Year Tenancies At Marina Wet Slips, And Other Requirements; And Providing For An Effective Date.

B. Consideration Of A [Request For A Development Agreement, For Island Homes Of The Keys Inc.](#), Pursuant To Chapter 102, Article 8 Of The City Of Marathon Land Development Regulations (“The Code”) Entitled “Development Agreement” For The Development Of A Single Family Home; Vacant Land; Which Is Legally Described As, Section 32, Township 65, Range 33, Government Lot 1 And Section 05, Township 66, Range 33, Part Of Government Lot 4, Formerly Known As Phase V (The Island) Seawatch At Marathon A Condominium, Marathon, Monroe County, Florida; Having Real Estate Number 00104135-000000, Nearest Mile Marker 53.

9. Ordinances for Second Public Hearing and Enactment

A. [Ordinance 2021-03](#), Amending The Zoning Designation From Residential High (RH) To Mixed Use (MU) For The Property Described As Block C Lots 6 And 7, Sheryl Subdivision #2, Key Vaca, Marathon, Monroe County, Florida, Having Real Estate Numbers 00340010-000000 And 00340020-000000; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity; And Providing For An Effective Date Upon The Approval Of This Ordinance By The State Department Of Economic Opportunity.

B. [Ordinance 2021-04](#), Amending The Future Land Use Map (FLUM) From Residential High (RH) To Mixed Use-Commercial (MU-C) For The Property Described As Block C, Lots 6 And 7, Sheryl Subdivision #2, Key Vaca, Marathon, Monroe County, Florida, Having Real Estate Numbers 00340010-000000 And 00340020-000000; Providing For Severability; Providing For The Repeal Of Conflicting Provisions; Providing For The Transmittal Of This Ordinance To The State Department Of Economic Opportunity; And Providing For An Effective Date Upon The Approval Of This Ordinance By The State Department Of Economic Opportunity.

C. [Ordinance 2021-11](#), Amending Chapter 6, Article II (“Building Code”) Of The Code Of Ordinances Of The City Of Marathon By Amending Section 6-52 By Removing Outdated Section 6-52(B)(4) And Adjusting Subsequent Sections In Conformity Therewith; Providing For The Repeal Of All Ordinances Or Parts Thereof Found To Be In Conflict; Providing For Severability; Providing For Inclusion In The Code Of Ordinances And Providing For An Effective Date.

10. Ordinances for First Public Hearing

A. [Ordinance 2021-13](#), Amending Section 104.62, “Mobile Vendor Food Units”; Providing For The Repeal Of All Code Provisions And Ordinances Inconsistent With This Ordinance; Providing For Severability; Providing For Transmittal To The State Department Of Economic Opportunity; Providing For Inclusion In The Code; And Providing For An Effective Date.

11. Resolutions For Adoption

***A. [Resolution 2021-30](#)**, Authorizing A “Piggy Back Purchase” Purchase Pursuant To The City’s Purchasing Policies And Procedures And Approving The Purchase of Two (2) 2021 Ford Ranger XL 2WD Super Cab And A 2021 Chevy Silverado 2500HD Crew Cab 4WD Diesel, Under The Florida Sheriff’s Bid 2021-120716-NAF From Alan Jay Fleet Sales, In An Amount Not To Exceed \$97,761.80; Approving The Trade In Of Two (2) Of The City’s 2013 Ford F150 Trucks For A Credit of \$15,000.00, Two (2) 2015 Ford Interceptor Vehicles For A Credit Of \$6,000.00, And A 2015 Toyota Prius For A Credit Of \$8,500.00 To Be Applied Against The Purchase Of These Vehicles; Authorizing The City Manager To Enter Into Agreements In Connection Therewith, Appropriating Funds; And Providing For An Effective Date

***B. [Resolution 2021-31](#)**, Approving a Trade-in of the Service Area 3 WWTP Back-up Generator In The Amount of \$22,000.00; Authorizing The City Manager To Execute The trade agreement On Behalf Of The City; And Providing For An Effective Date

***C. [Resolution 2021–32](#)**, Accepting the Ranking and Recommendation of the City’s Evaluation Team of the Disaster Response Services RFP; Authorizing The City Manager And City Attorney To Negotiate Contracts With The Top Three Ranked Firms of Grubbs Emergency Services, LLC, D&J Enterprises, Inc and DRC Emergency Services; and Providing For An Effective Date.

- 12. Citizens' comments** [2 minutes per individual - Each individual has one opportunity to speak.]
- 13. Council comments**
- 14. Adjournment**

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the City Council with respect to any matter considered at such hearing or meeting, one will need a record of the proceedings and for such purpose that person may need to ensure that a verbatim record of the proceedings is made; such record includes the testimony and evidence upon which the appeal is to be based. ADA Assistance: Anyone needing special assistance at the City Council hearing due to disability should contact the City of Marathon City ADA Coordinator at (305) 289-5022 at least five days prior thereto. Please contact the City Clerk at clavird@ci.marathon.fl.us if you would like to receive any of the items on the agenda by email.